

# **EXHIBIT 1**

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA CLARA  
**ABSTRACT OF JUDGEMENT**  
**FOR COMMITMENT TO STATE PRISON**

THE PEOPLE OF THE STATE OF CALIFORNIA  
 PLAINTIFF

VS

ISIDORO FERNANDEZ DE LUNA

DEFENDANT

DATE OCTOBER 11, 1985

CASE NUMBER: 101944

PRESENT

DANIEL E. CREED

JUDGE OF THE SUPERIOR COURT

LEO HIMMELSBACH

, District Attorney

By

J. MARSHALE

,DEPUTY

N. GONZALES

COUNSEL FOR DEFENDANT

M. THOMAS

CLERK

c. lincoln

REPORTER

☐ PROBATION HAVING BEEN HERETOFORE GRANTED AND SAID PROBATION HAVING BEEN REVOKED ON  
☒ APPLICATION FOR PROBATION IS DENIED.

Count No. ONE  
 of

**GUILTY**

WHEREAS THE SAID DEFENDANT ON HIS PLEA  
 having

(GUILTY, NOT GUILTY, FORMER CONVICTION OR ACQUITTAL, ONCE IN JEOPARDY, NOT GUILTY BY REASON OF INSANITY)

been convicted by THE COURT of MURDER IN THE SECOND DEGREE

(THE COURT OR JURY)

(DESIGNATION OF CRIME AND DEGREE IF ANY, INCLUDING FACT THAT IT CONSTITUTES A SECOND OR SUBSEQUENT, IF THAT

AFFECTS THE SENTENCE)

IN VIOLATION OF SECTION 187 OF THE CALIFORNIA PENAL CODE

(REFERENCE TO CODE OR STATUTE, INCLUDING SECTION AND SUBSECTION THEREOF, IF ANY VIOLATED.)

**\*\*97 ACTUAL DAYS;48 DAYS 4019(b)PC**

THE COURT FINDS:

(\*IF NO FINDING MADE ENTER, "NO FINDING MADE.")

THE DEFENDANT HAS BEEN HELD IN CUSTODY FOR **\*\*** DAYS AS A RESULT OF THE SAME CRIMINAL ACT OR ACTS FOR WHICH HE HAS BEEN CONVICTED.

\* THE DEFENDANT XXXXXXXXXX ARMED WITH A DEADLY WEAPON AT THE TIME OF HIS COMMISSION OF THE OFFENSE OR A CONCEALED DEADLY WEAPON AT THE TIME OF HIS ARREST WITHIN THE MEANING OF Sections 969c and 3024 of the Penal Code.

\* THE DEFENDANT XXXXXXXXXX ARMED WITH A DEADLY WEAPON AT THE TIME OF HIS COMMISSION OF THE OFFENSE WITHIN THE MEANING OF Sections 969c and 12022 of the Penal Code.

\* THE DEFENDANT did use A FIREARM IN HIS COMMISSION OF THE OFFENSE WITHIN THE MEANING OF Sections 969d and 12022.5 of the Penal Code.

\* THE DEFENDANT XXXXXXXXXX ARMED AT THE TIME OF HIS COMMISSION OF THE OFFENSE WITHIN MEANING OF Section 1203 of the Penal Code and that weapon was

**NOX TO OTHER**

THE DEFENDANT HAS HAD PRIOR FELONY CONVICTIONS AS FOLLOWS:

DATE	COUNTY AND STATE	CRIME	DISPOSITION
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XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX

NOX TO OTHER

NOX TO OTHER

~~NO~~ NO ORDER

TERM SET AS FOLLOWS: COUNT ONE 15 YEARS TO LIFE; 12022.5PC ENHANCEMENT  
2 YEARS CONSECUTIVE FOR A TOTAL OF 17 YEARS TO LIFE.

subject to any prior (incomplete) sentences; as follows:

~~NO~~ NO ORDER.

is further ordered that the defendant be remanded to the Sheriff of the County of Santa Clara, and pursuant to the aforesaid  
ment, this is to command you, the Sheriff, to deliver the defendant into the custody of the Director of Corrections of the State  
California at your earliest convenience.

I certify the foregoing to be a true and correct abstract of the judgment made and entered on the minutes of the Superior  
Court herein.

dated: OCTOBER 11, 1985  
GRACE K. YAMAKAWA, COUNTY CLERK  
XXXXXXXXXXXXXXXXXXXXXXX

*Daniel E. Creed*  
DANIEL E. CREED  
JUDGE OF THE SUPERIOR COURT

*R. W. Norvelle*  
R. W. Norvelle  
Deputy

